IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929

CRP.No. 348 of 2007()

SR.854/1973 of TALUK LAND BOARD, PERINTALMANNA

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REVN. PETITIONER:

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1. THRESSIA AMMA, W/O.LATE OUSEPH VARGHESE, RESIDING AT MUKKADA HOUSE, VELLILA P.O., MANAKADA (VIA), MALAPPURAM DISTRICT.

2. JANCY BABY, D/O.-DO-, RESIDING AT KARUVALLIYIL HOUSE, VELLILA P.O., MANKADA (VIA), MALAPPURAM DISTRICT.

3. RENNY BABY, D/O. -DO- RESIDING AT ITTAKOTTU HOUSE, ADAKKAKUNDU P.O., KALIKAVU (VIA), MALAPPURAM DISTRICT.

4. REGI BABY, S/O. -DO- RESIDING AT MUKKADA HOUSE, VELLILA P.O., MANKADA (VIA), MALAPPURAM DISTRICT.

5. LOVLY BABY, D/O. -DO-, RESIDING AT -DO-, -DO-.

6. JAISON, S/O. -DO-, RESIDING AT -DO-. -DO-.

7. JINCY BABY D/O.-DO-, RESIDING AT -DO- -DO-.

BY ADV. SRI.T.SETHUMADHAVAN
SRI.PUSHPARAJAN KODOTH
SRI.K.JAYESH MOHANKUMAR

RESPONDENTS:

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1. THE TALUK LAND BOARD, PERINTHALMANNA, REPRESENTED BY CHAIRMAN.

2. THE TAHSILDAR, PERINTHALMANNA.

3. THE VILLAGE OFFICER,
MANKADA.

4. STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY
TO GOVERNMENT.

BY GOVERNMENT PLEADER SMT. R. BINDU

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 17/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N. KRISHNAN, J.

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C.R.P. NO. 348 OF 2007

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Dated this the 17th day of December, 2007.

O R D E R

This revision petition is preferred against the order of the Taluk Land Board, Perinthalmanna in S.R.854/73. The revision petitioner contend that they are entitled to the protection under Section 7E of the Land Reforms Act. It is also submitted that they have moved an application before the Taluk Land Board to consider their claim under Section 7E. The Land Board without considering the same had disposed of the matter directing to surrender 2.28 acres of land. Whatever it may be when an application is filed under Section 7E the Taluk Land Board is bound to consider it whether they are entitled to protection under Section 7E before passing a final decision on the matter. Therefore, the order under challenge is set aside and the matter is remitted back to the Taluk Land Board to consider 7E applications filed by the revision petitioners together in accordance with law after hearing all concerned. The Taluk Land Board shall give

registered notice with acknowledgment due to all parties concerned and fix the hearing date and dispose of the matter.

The C.R.P. is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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